

Amendment No. 2 to SB0601

Cohen
Signature of Sponsor

AMEND Senate Bill No. 601

House Bill No. 361*

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 4-51-105(a)(1), is amended by deleting such subdivision in its entirety and substituting instead the following:

(1) To sue and be sued as provided in this chapter;

SECTION __. Tennessee Code Annotated, Title 4, Chapter 51, Part 1, is amended by adding the following as a new section:

§ 4-51-135.

(a) The corporation is immune for all tort causes of action.

Notwithstanding § 4-51-101(c) or any other law to the contrary, the corporation shall be considered a state agency for purposes of title 9, chapter 8, parts 3 and 4; provided, however, the corporation shall not be considered a state agency for purposes of contract and workers' compensation actions. Actions for workers' compensation and contract actions as provided in this chapter may be brought against the corporation only in the chancery court for Davidson County.

(b) Corporation employees shall be considered state employees for purposes of §§ 8-42-103, 9-8-112, and 9-8-307; provided however, such employees shall not be considered state employees for workers' compensation coverage pursuant to § 9-8-307(a)(1)(K).

(c) The corporation shall have the authority to participate in the department of treasury's property/casualty risk program pursuant to title 12, chapter 3, part 9, for all buildings and building contents owned by the corporation or for which the corporation is contractually obligated to insure.

(d) The corporation shall pay to the state, as a premium, any contribution required by the risk management fund under this section.

(e) It is the legislative intent that the state shall incur no additional liability as a result of this section.